

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1690 – HB 2177

April 15, 2014

SUMMARY OF ORIGINAL BILL: Adds new language to the definition of “serious bodily injury,” stating that for purposes of aggravated child abuse, aggravated child neglect or aggravated child endangerment, “serious bodily injury” to a child shall be defined as set out in Tennessee Code Annotated § 39-15-402(d).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (016638): Adds a new section changing the due date for the required report to the court showing progress toward achievement of the authorized objective of a wiretap warrant from the tenth day after the order is entered to the tenth day after the interception begins or is extended. Authorizes a judge to order all reports to be consolidated into a single report if the judge has issued orders for multiple telephones that all pertain to the same investigation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The definition of serious bodily injury as set out in Tennessee Code Annotated § 39-15-402(d) already applies to the offenses of aggravated child abuse, aggravated child neglect, and aggravated child endangerment, which are set out in Tennessee Code Annotated § 39-15-402(d).
- The draft does not broaden the definition of serious bodily injury under Tennessee Code Annotated § 39-11-106. The draft will not result in any increased incarcerations or any additional time served.
- Under current law, the required progress report must be submitted on the tenth day after the order or any extension of the order is entered. The order may be entered before the interception actually begins.
- The proposed legislation’s impact, if any, would lessen the administration of a wiretap warrant.
- It is assumed that this impact is not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/trm